

so as to include the counties of Brazoria, Galveston and Harris, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass with the following Committee Amendments: and be not printed.

Add, in the body of the Bill, page 2, line 2, after the word "Wilbarger"—Jim Wells, Duval.

Add, in the caption of the Bill, after the word "Harris"—Jim Wells, and Duval.

PARR, Chairman.

THIRD DAY.

Senate Chamber

Austin, Texas,

Thursday, Jan. 10, 1929.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Miller.
Berkeley.	Moore.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Willamson.
Love.	Witt.
Martin.	Woodul.
McFarlane.	Woodward.

Absent.

Neal. Parrish.
Parr.

Absent—Excused.

Wirtz.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By Senator Parrish:

S. B. No. 76, A bill to be entitled "An Act to amend Chapter 6, Title

93, Revised Civil Statutes of Texas, 1925, and Chapter 5, Title 14, Revised Criminal Statutes of Texas, 1925, relating to public weighers, by amending Articles 5680, 5681, 5688, 5689, 5691, 5694, 5695, 5704; repealing Articles 5682 and 5692, in Chapter 6, Title 93, Revised Civil Statutes of Texas, 1925, and amending Article 1052; repealing Article 1047; adding Articles 1052a, 1052b, 1052c, 1052d, 1052e to Revised Criminal Statutes of Texas, 1925; and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Hornsby:

S. B. No. 77, A bill to be entitled "An Act providing for the regulations of gins, ginners, ginning; the licensing of ginners; prescribing the conditions of a ginner's bond; providing for proper packing, wrapping, marking and providing for weighing of seed and lint cotton and cottonseed and keeping a record of same; providing for the collection of license fees to be used by the Commissioner of Agriculture for the enforcement of this Act; requiring certain reports; providing penalties for the violation of this Act; defining certain terms; repealing certain articles of the Statute and all laws and parts of laws in conflict herewith; and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Hornsby:

S. B. No. 78, A bill to be entitled "An Act amending Articles 1595 and 1600 of the Revised Civil Statutes of 1925, so as to permit in counties having a population of not less than 1100 nor more than 1400, according to the United States census for the year 1920, the removal, by a majority vote, of the county seat from any point in the county located more than five miles from the geographical center of the county to another point more than five miles from said geographical center of the county; enacting the necessary provisions in amending said articles necessary and incidental to said subject and purpose; and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senators Wirtz and Holbrook:

S. B. No. 79, A bill to be entitled

"An Act to amend Article 1302 of the Revised Civil Statutes of the State of Texas of 1925, so as to provide that private corporations may be formed for any lawful purpose or purposes, except as specified in this Act, and providing that nothing in this Act shall be held to repeal or amend any general law of the State, other than Article 1302 pertaining to the creation of corporations and powers, duties and limitations thereof or to repeal any law that forbids the creation of any corporation and providing that no corporation created under Article 1302 as herein amended shall include as one of its purposes any purpose for which corporations may be created under the General Laws of this State, other than Article 1302, and providing that no corporation created under Article 1302 as herein amended shall include as one of its purposes the practice of law or the practice of any of the healing arts and sciences and providing that all corporations created under this Act shall be required, after filing their charters with the Secretary of State, to record the same at length in the principal office of the corporation and shall have such charter recorded in full in the records of the county clerk of the county in which such corporation has its principal office before such corporation shall do any business in this State, and providing that all amendments to such charters shall be recorded in like manner, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Woodul:

S. B. No. 80, A bill to be entitled "An Act to amend Article 2095, Chapter 7, Title 42, of the Revised Civil Statutes of the State of Texas of 1925, so such article shall provide for the compiling of jury cards for the jury wheel in counties of over one hundred fifty thousand population, placing such compiling under the supervision of the district clerk and providing funds for employment of typists for compiling, and other expenses necessary."

Read first time and referred to Committee on Civil Jurisprudence.

By Senators Woodul and Russek:

S. B. No. 81, A bill to be entitled "An Act protecting State banks and National banks and banking institu-

tions doing business in this State in the payment of funds in a joint deposit to the survivor when the deposit is made by one of the depositors in form to be paid to either of them or the survivor; and providing regulations in reference to such deposits; and declaring an emergency."

Read first time and referred to Committee on Banking.

By Senator Russek:

S. B. No. 82, A bill to be entitled "An Act to provide for the sale and lease of minerals in and on University lands; to provide for re-surveying, dividing and marketing said lands; prescribing the method of making and returning bids therefor; prescribing the minimum royalty and minimum rental thereon; authorizing the rejection of any and all bids therefor, and the sale thereof at open auction; prescribing duties of the Board of Regents of the University of Texas and of the Commissioner of the General Land Office of Texas; providing for the execution of mineral leases on said lands, and repealing all laws in conflict therewith; and declaring an emergency."

Read first time and referred to Committee on Public Lands and Land Office.

By Senator Russek:

S. B. No. 83, A bill to be entitled "An Act abolishing the office of Game, Fish and Oyster Commissioner and creating the Game, Fish and Oyster Commission; vesting all of the authority, powers, duties and functions of said Commissioner in the Game, Fish and Oyster Commission created and provided for in this Act; providing for the appointment, compensation, bond, duties and functions of said Game, Fish and Oyster Commission; providing for an executive secretary, assistant executive secretary to be appointed by the Commission and providing for all necessary game and fish wardens, division heads and other employees of said Game, Fish and Oyster Commission; changing the laws of the State of Texas in such respects as shall be necessary in order to carry out the purposes of this Act; enacting the necessary matters and things incidental to the purpose and subject of this Act; making the necessary appropriation out of the State Treasury; providing when this Act shall take effect, de-

declaring the rule of construction, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Williamson:

S. B. No. 84, A bill to be entitled "An Act providing for the printing and publishing of all charters and amendments of charters of cities, heretofore, or that may hereafter be, adopted under the provisions of Section 3, Chapter 147, of the General Laws of the Thirty-third Legislature, and heretofore, or that may hereafter be, recorded in the Secretary of State's Office; making the same evidence when so printed; requiring the same to be published in volumes, styling and numbering the same; said volumes to be copyrighted in the name of the State; to be electrotyped and the plates to be owned by the State; making an appropriation therefor; and providing for the sale of such printed volumes."

Read first time and referred to Committee on Towns and City Corporations.

By Senator Parrish:

S. B. No. 85, A bill to be entitled "An Act creating the One Hundred and Tenth Judicial District and reorganizing and prescribing the time for holding court in the Fiftieth Judicial District, the Sixty-fourth Judicial District, and the Seventy-second Judicial District, and providing that the process heretofore issued in said districts shall be returnable to the proper terms created by this Act, and papers issuing out of said courts; and providing all matters and things necessary and incidental to the main purpose of this Act; and declaring an emergency."

Read first time and referred to Committee on Judicial Districts.

By Senator Cunningham:

S. B. No. 86, A bill to be entitled "An Act to establish and maintain a dairy, poultry, pecan, crops, and other native products experiment station on the Miles Roscoe and Abilene soil type in Taylor, Jones, Callahan or Shackelford County, Texas, within a radius of 25 miles of Abilene, Taylor County, Texas; authorizing the board of directors of the

Agricultural and Mechanical College of Texas to select a suitable location for said station and empowering said board to establish and maintain same; to accept donations of lands, water, livestock, seeds, plants and money for the establishment of said station and for the operation of same; and declaring an emergency."

Read first time and referred to Committee on Agriculture.

By Senator Woodward:

S. B. No. 87, A bill to be entitled "An Act amending Article 1177 of Chapter 7, Title 15, of the Penal Code of the State of Texas, Revision of 1925, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Holbrook:

S. B. No. 88, A bill to be entitled "An Act to amend Article 941 of the 1925 Penal Code of the State of Texas, so as to make it unlawful for any person to place, set, use or drag any seine, net or other device for taking fish and shrimp other than the ordinary pole and line, trot line, set line, or cast net or minnow seine not more than twenty feet in length for catching bait within the coastal or tidal salt waters of Texas, except the Gulf of Mexico beyond one mile of any pass leading from the Gulf of Mexico to any bay, lake, lagoon, bayou or other body of such water; providing for use of spear, gig or light for taking flounders in such waters, except during the months of November and December of each year; providing for confiscation of nets, seines and other tackle for evidence, and providing for penalties, and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator Hornsby:

S. B. No. 89, A bill to be entitled "An Act to better define fraternal benefit societies and providing and defining a lodge system for such; requiring a representative form of government; defining and safeguarding the contracts and beneficiaries of such societies and prescribing the membership therein; amending Articles 4820, 4821, 4822, 4824, 4831 and 4833 of the Revised Statutes of Texas for 1925 so as to conform

hereto, and declaring an emergency."

Read first time and referred to Committee on Insurance.

Simple Resolution No. 18.

Senator McFarlane sent up the following resolution, which was read and adopted.

Whereas, There seems to be considerable misunderstanding and dissatisfaction as to how the different Senators' desks are numbered, and that said desk should be numbered according to each Senator's district; therefore, be it

Resolved, That the numbers on the desks be changed to coincide with each Senator's district.

McFARLANE.
GAINER.

Simple Resolution No. 19.

Senator Love sent up the following resolution:

Amend Rule 70 by adding to the end thereof the following:

(37) A Committee of Legislative Representation.

The Committee on Legislative Representation shall have the power to send for persons and papers and to summon and examine witnesses under oath and it shall be its duty to make such examinations and investigations as it shall deem advisable, or as may be requested in writing by a Senator, for the purpose of ascertaining and informing the Senate of the facts pertinent to the employment or compensation or service or methods or conduct of any legislative representative, agent or attorney, or any person, firm or corporation, to influence legislation, including any contributions heretofore made by any such representative, agent or attorney, or by any person, firm or corporation represented by them, to campaign funds in this State.

Said committee shall hold open sessions, and from time to time, shall report to the Senate the testimony of all witnesses examined by it and all sworn statements filed with its chairman.

LOVE.

Read first time and referred to Committee on Rules.

Senator Wirtz Excused.

On motion of Senator Holbrook, Senator Wirtz was excused for the day.

Simple Resolution No. 20.

Senator Stevenson sent up the following resolution, which was read and adopted.

Resolved, That Senator Woodward be added to the Committee on Mining, Irrigation, and Drainage.

STEVENSON, Chairman.

Senate Bill No. 7.

Senator Hornsby received unanimous consent to take up:

S. B. No. 7, A bill to be entitled "An Act to repeal all laws authorizing the sale of minerals in University lands, or the making of mineral leases on any of said lands; and declaring an emergency."

Senator Hornsby received unanimous consent to amend the committee report so as not to order the bill published in the Journal.

The Senate rule requiring committee reports to lay over one day was suspended by unanimous consent.

Senator Stevenson sent up the following amendment:

Amend committee substitute to Senate Bill No. 7 by adding after Sections 1, 2, 3, and 4 the following: "without making any record of the terms offered."

STEVENSON.

The amendment was read and adopted.

Senator Woodward sent up the following amendment:

Amend Senate Bill No. 7 by adding thereto a Section No. 4a, as follows:

"If any provision or section of this Act be declared invalid or unconstitutional, the same shall not affect any other portion or provision thereof, and all other provisions shall remain valid and unaffected by any invalid provision, if any."

WOODWARD.

The amendment was read and adopted.

The committee report was adopted. The bill was passed to engrossment.

On motion of Senator Hornsby, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 7 was put on its third reading and final passage by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Holbrook.	Small.
Hornsby	Stevenson.
Hyer.	Thomason.
Love.	Willamson.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent.

Hardin.	Westbrook.
Parr.	

Absent—Excused.

Wirtz.

The bill was read third time and passed finally, by the following vote:

Yeas—27.

Beck.	Neal.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Holbrook.	Stevenson.
Hornsby	Thomason.
Hyer.	Westbrook.
Love.	Willamson.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Hardin.	Parr.
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Absent—Excused.

Wirtz.

Simple Resolution No. 21.

Senator Love sent up the following resolution:

Amend Section Five (5) of Rule Nineteen (19) by adding thereto the following new paragraph:

"No committee of the Senate shall have the power to kill any bill reported to it, either by adverse report thereon or by delaying action. It shall be in order for any Senator, at any time, to move, and for the Senate to vote, that the committee to which any bill has been referred be instructed to report thereon within a certain time, or that the committee be discharged from further consideration of the bill, and that it

be placed upon the calendar for consideration by the Senate, or, if the bill has been adversely reported by the committee to which it has been referred, and no minority report has been filed, it shall be in order for any Senator at any time to move, and for the Senate to vote, that such bill be placed upon the calendar for consideration by the Senate, and that it be, or be not, printed.

LOVE.

Read first time and referred to Committee on Rules.

Adjournment.

On motion of Senator Woodward, the Senate, at 10:40 o'clock a. m., adjourned until 10:00 o'clock Friday morning.

APPENDIX.

Committee on Engrossed Bills.

Committee Room,
Austin, Texas, Jan. 10, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 7 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, Jan. 9, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, to whom was referred

S. B. No. 7, A bill to be entitled "An Act to repeal all laws authorizing the sale of minerals in University lands, or the making of mineral leases on any of said lands."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that the same do not pass, but in lieu thereof that the following bill be substituted:

"An Act repealing Chapter 71 of the Acts of the Regular Session of the Thirty-ninth Legislature. Further providing for a withdrawal from lease or sale of all oil and gas in University lands until such time the Legislature may enact laws deemed adequate for the protection of the

University fund, especially withdrawing from sale or lease oil and gas in University lands advertised for sale for January 2, 1929, as well as for later times during the month of January, and further requiring the Commissioner not to consider any of the applications filed for lease or purchase of such oil and gas so advertised, and further requiring him to forthwith return the applications so filed, together with remittance made therein, and declaring an emergency."

A copy of said bill is hereto attached.

I am instructed to report it back to the Senate with the recommendation that the substitute bill do pass, and be not printed, but printed in the Journal.

SMALL, Chairman.

By Hornsby.

C. S. S. B. No. 7.

A BILL

To Be Entitled

An Act repealing Chapter 71 of the Acts of the Regular Session of the Thirty-ninth Legislature. Further providing for a withdrawal from lease or sale of all oil and gas in University lands until such time the Legislature may enact laws deemed adequate for the protection of the University fund, especially withdrawing from sale or lease oil and gas in University lands advertised for sale for January 2, 1929, as well as for later times during the month of January, and further requiring the Commissioner not to consider any of the applications filed for lease or purchase of such oil and gas so advertised, and further requiring him to forthwith return the applications so filed, together with remittances made therein, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Chapter 71 of the Acts of the Thirty-ninth Legislature is hereby in all things repealed, and all oil and gas in University lands is hereby withdrawn from lease or sale until such time as the Legislature may enact laws deemed adequate for the protection of the University funds, and it is hereby declared to be the duty of the Land Commissioner not to consider applications filed for the purchase or lease of such oil and gas, but upon the con-

trary it shall be his duty to return all such applications, together with remittances made to the applicants.

Sec. 2. Oil and gas in University lands advertised for sale for January 2, 1929, the date of sale which was afterwards postponed to January 22, 1929, is specifically withdrawn from sale or lease, and it is hereby declared to be the duty of the Land Commissioner not to consider applications filed for the purchase or lease of such oil and gas, but upon the contrary it shall be his duty to return all such applications, together with remittances made to the applicants.

Sec. 3. Oil and gas in University lands advertised for sale for January 2, 1929, the sale of which was not postponed, is also specifically withdrawn from sale, or lease, and it is hereby declared to be the duty of the Land Commissioner not to consider applications filed for the purchase or lease of such oil and gas, but upon the contrary it shall be his duty to return all such applications, together with remittances made to the applicants.

Sec. 4. Oil and gas in University lands advertised for sale for the various days in January, 1929, beginning with January 16th, and other days subsequent thereto in January, is also specifically withdrawn from sale, and it is hereby declared to be the duty of the Land Commissioner not to consider applications filed for the purchase or lease of such oil and gas, but upon the contrary it shall be his duty to return all such applications, together with remittances made to the applicants.

Sec. 5. The necessity for the immediate protection of the University funds creates an emergency and an imperative public necessity that the rule requiring bills to be read on three several days be suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, Jan. 9, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 9, A bill to be entitled

"An Act to create the One Hundred and Ninth Judicial District of Texas, and to designate the counties constituting said district, and fixing the time of holding court therein; re-organize the Seventieth Judicial District of Texas, and designate the counties constituting said district and fixing the time for holding court in the various counties of said district; providing that the present judge of said Seventieth Judicial District of Texas shall be the judge of said district, and that the present district attorney of the present Seventieth Judicial District of Texas shall be the district attorney of the One Hundred and Ninth Judicial District of Texas, until the next general election and his successors shall have been elected and qualified; providing for the appointment of a judge for the newly created One Hundred and Ninth Judicial District of Texas, and for the appointment of a district attorney for the Seventieth Judicial District of Texas, and for the appointment of a district attorney for the Seventieth Judicial District of Texas, to hold office until the next general election, and their successors to be elected according to law; providing for the election of a district attorney in the Seventieth Judicial District of Texas, and the One Hundred and Ninth Judicial District of Texas as herein constituted at the next general election in this State each two years thereafter; validating all process, writs, bonds, and recognizances of every kind and character heretofore issued, or entered into, and all grand and petit jurors selected and drawn under the existing laws by the various counties affected by this Act and described, that same shall be returnable, and said jurors served for the next term of court in the various counties affected after the taking effect of this Act; providing that if any term of court shall be in session in any county in the former Seventieth Judicial District of Texas at the time of the taking effect of this Act, same shall continue in session until adjournment of the term, and thereafter the terms of court in such county shall be held in conformity with this Act; providing for the repeal of all laws or parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consid-

eration, and I am instructed to report same back to the Senate with the recommendation that it do pass, and be printed in the Journal but not otherwise

PATTON, Chairman.

By Berkeley

S. B. No 9

A BILL
To Be Entitled

An Act to create the One Hundred and Ninth Judicial District of Texas, and to designate the counties constituting said district, and fixing the time for holding court therein; re-organize the Seventieth Judicial District of Texas, and designate the counties constituting said district, and fixing the time for holding court in the various counties of said district; providing that the present judge of said Seventieth Judicial District of Texas shall be the judge of said district, and that the present District Attorney of the present Seventieth Judicial District of Texas, shall be the District Attorney of the One Hundred and Ninth Judicial District of Texas, until the next general election, and his successors shall have been elected and qualified; providing for the appointment of a judge for the newly created One Hundred and Ninth Judicial District of Texas, and for the appointment of a District Attorney for the Seventieth Judicial District of Texas, to hold office until the next general election, and their successors to be elected according to law; providing for the election of a District Attorney in the Seventieth Judicial District of Texas, and the One Hundred and Ninth Judicial District of Texas as herein constituted at the next general election in this State, each two years thereafter; validating all process, writs, bonds and recognizances of every kind and character heretofore issued, or entered into, and all grand and petit jurors selected and drawn under the existing laws by the various counties affected by this act and described, that same shall be returnable, and said jurors served for the next term of court in the various counties affected after the taking effect of this act; providing that if any term of court shall be in session in any county in the

former Seventieth Judicial District of Texas at the time of the taking effect of this act, same shall continue in session until adjournment of the term, and thereafter the terms of court in such county shall be held in conformity with this act; providing for the repeal of all laws or parts of laws in conflict herewith and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the following counties, to wit: Midland, Ector, Andrews, Martin and Glasscock shall hereafter constitute the Seventieth Judicial District of Texas, and the term of court shall be held in said counties as follows, to wit:

In Midland County: on the first Monday in February and September, and may continue in session four weeks; on the eleventh Monday after the first Monday in February and September, and may continue in session three weeks.

In Ector County: on the fourth Monday after the first Monday in February and September, and may continue in session three weeks; and on the fourteenth Monday after the first Monday in February and September, and may continue in session two weeks.

In Andrews County: on the seventh Monday after the first Monday in February and September, and may continue in session one week; and on the sixteenth Monday after the first Monday in February and September, and may continue in session one week.

In Martin County: on the eighth Monday after the first Monday in February and September, and may continue in session two weeks; and on the seventeenth Monday after the first Monday in February and September, and may continue in session two weeks.

In Glasscock County: on the tenth Monday after the first Monday in February and September, and may continue in session one week; and on the nineteenth Monday after the first Monday in February and September, and may continue in session one week.

Sec. 2. The One Hundred and Ninth Judicial District of Texas is hereby created by this act, and said Judicial District shall be composed

of the following counties, to wit: Reeves, Ward, Winkler, Crane and the unorganized county of Loving, which is hereby attached to the County of Reeves for Judicial and all other purposes; and the terms of court in said counties shall convene and be held as follows, to wit:

In Reeves County: on the first Monday in February and September, and may continue in session four weeks; and on the eleventh Monday after the first Monday in February and September and may continue in session three weeks.

In Ward County: on the fourth Monday after the first Monday in February and September, and may continue in session three weeks; and on the fourteenth Monday after the first Monday in February and September, and may continue in session two weeks.

In Winkler County: on the seventh Monday after the first Monday in February and September, and may continue in session three weeks; and on the sixteenth Monday after the first Monday in February and September, and may continue in session three weeks.

In Crane County: on the tenth Monday after the first Monday in February and September, and may continue in session one week; and on the nineteenth Monday after the first Monday in February and September, and may continue in session one week.

Sec. 3. The Judge of the Seventieth Judicial District of Texas, who resides in Midland County, shall be the judge of said Seventieth Judicial District of Texas until the expiration of the term for which he was elected, and until his successor is duly elected and qualified, as provided by law.

The District Attorney of the Seventieth Judicial District of Texas, who resides in Reeves County, shall be District Attorney of the newly created One Hundred and Ninth Judicial District of Texas until the next general election, when his successor shall have been elected and qualified, as provided by law.

Sec. 4. Immediately after this act shall have gone into effect, it shall be the duty of the Governor of this State to appoint a person qualified by law to act as judge of the said One Hundred and Ninth Judicial

District of Texas, and to appoint a person qualified by law to act as District Attorney for the Seventieth Judicial District of Texas, which said appointees may hold their said respective offices until the next general election in this State, their successors to be elected as now provided by law.

Sec. 5. The said Seventieth Judicial District and the One Hundred and Ninth Judicial District as herein constituted shall each respectively elect a District Attorney at the next general election, and each two years thereafter.

Sec. 6. All process and writs issued out of, and bond and recognizances entered into, and all grand and petit jurors drawn before this act takes effect, shall be valid for and returnable to the next succeeding term of the district court in and for the several counties, as herein fixed, as though issued and served for such terms, and returnable to and drawn for the same, and all such process, writs, bonds and recognizances taken before or issued by the various counties affected by this act, shall be as valid as though no change had been made in the District Courts herein in the time of the holding the court herein.

Sec. 7. It is further provided that if any court in any county of said Seventieth Judicial District as same existed prior to the passage of this act, shall be in session at the time this act takes effect, such court or courts affected thereby, shall continue in session until the term thereof shall expire under the provision of existing laws, but thereafter the court in such county or counties shall conform to the term of this act.

Sec. 8. All laws and parts of laws in conflict hereto are hereby repealed.

Sec. 9. The rapid settlement of all of the counties composing the present Seventieth Judicial District of Texas, and the great increase in litigation in said counties, the crowded condition of the dockets of the district courts in the counties affected by this act, and the fact that the terms of court now provided for by law for the different counties covered by this act, are so short as not to permit the trial of the cases on said docket, and because of the

great delay in the administration of justice creates an imperative public necessity and an emergency that requires that the constitutional rule requiring bills to be read on three several days before passage, to be suspended and this act shall take effect and is so enacted.

FOURTH DAY.

Senate Chamber,
Austin, Texas,

Friday, January 11, 1929.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Neal.
Berkeley.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Willaimson
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent—Excused.

Cunningham. Russek.
Parr.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Bills and Resolutions.

By Senator Holbrook:

S. B. No. 90, A bill to be entitled "An Act authorizing certain incorporated cities to acquire and maintain recreational parks and play-